IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO: 14674 of 2005

Between:

Syed Dildar Hussain, S/o. Syed Bahadur Hussain,
R/o. 15-5-844, Afzalgunj, Hyderabad.

..... PETITIONER

AND

1 The Joint Transport Commissioner, and Secretary, Road Transport

Authority, Hyderabad.
2 The Transport Commissioner, A.P., Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of Writ of Certiorari calling for the records from the Respondent herein relating to his proceedings in R.No.8113/D4/2005 dt.14-6-2005 and quash the same as illegal, arbitrary and without jurisdiction.

Counsel for the Petitioner: SMT.M.VINOBHA DEVI

Counsel for the Respondents: GP FOR TRANSPORT

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed by the petitioner aggrieved by the impugned order

passed by the Joint Transport Commissioner under which permit of the petitioner's vehicle was suspended for a period of four months.

2. It is stated that the petitioner has got an effective remedy of appeal and in fact an appeal was filed on 29-06-2005. But the second respondent did not pass any orders. Hence, the present writ petition.

3. Heard the learned counsel for the petitioner and the learned Government Pleader.

4. As an effective remedy of statutory appeal is available to the petitioner, which was already availed and as the appeal was not disposed of, the second respondent is directed to dispose of the appeal of the petitioner within a period of one week from the date of receipt of a copy of this order, and for any reasons, if the second respondent could not dispose of the appeal within a period of one week, he is directed to pass interim orders with reference to the suspension of the permit imposed by the first respondent.

5. Accordingly, the writ petition is disposed of. No order as to costs.

S.ANANDA REDDY, J

07th July, 2005

Note:

Furnish C.C. within two days.

B/o.

SKM
To

1 The Joint Transport Commissioner, and Secretary, Road Transport

Authority, Hyderabad.
2 The Transport Commissioner, A.P., Hyderabad.

3 Two C.Cs. to G.P. for Transport, High Court Buildings,

High Court of A.P., Hyderabad (OUT)

4 Two CD copies